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11 Attorneys for Defendants
DICK/MORGANTI, DICK CORPORATION, THE MORGANTI GROUP,
12 AMERICAN CASUALTY COMPANY OF READING, PA,
NATIONAL UNION FIRE INSURANCE COMPANY OF PITTSBURGH, PA and
13 CONTINENTAL CASUALTY COMPANY

14 UNITED STATES DISTRICT COURT

15 NORTHERN DISTRICT OF CALIFORNIA—SAN FRANCISCO DIVISION
16

17 UNITED STATES OF AMERICA for the Use and
18 Benefit of ISEC, INC.,

19 Plaintiffs,

20 vs.

21 DICK/MORGANTI, a joint venture, DICK
CORPORATION, THE MORGANTI GROUP,
22 AMERICAN CASUALTY COMPANY OF
READING, PA, NATIONAL UNION FIRE
23 INSURANCE COMPANY OF PITTSBURGH, PA,
CONTINENTAL CASUALTY COMPANY, and
24 DOES 1 through 10, inclusive,

25 Defendants.
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Case No.: 3:08-CV-01932 –PJH

**STIPULATION AND [PROPOSED]
ORDER EXTENDING CASE
SCHEDULE AND CASE
MANAGEMENT CONFERENCE**

Judge: Hon. Phyllis J. Hamilton

1 Pursuant to Civil Rule 6-2, the parties, Use Plaintiff ISEC, Inc. ("ISEC"), on the one hand,
2 and Defendants Dick/Morganti, a Joint Venture ("Dick/Morganti"), Dick Corporation, The
3 Morganti Group, American Casualty Company of Reading, Pennsylvania; Continental Casualty
4 Company; National Union Fire Insurance Company of Pittsburgh, PA, on the other, hereby
5 stipulate and agree as follows:

6 This case arises out of the construction of the San Francisco Federal Building. Since the
7 date the complaint was filed, the parties have discussed how to resolve (or at least narrow) the
8 issues between them arising out of the Project, and these discussions continue. In particular, the
9 parties are discussing the extent to which the claims asserted by ISEC are properly the subject of
10 Dick/Morganti's claim against the Project owner, the United States General Services
11 Administration. Under the circumstances, the parties desire to continue the various case
12 management deadlines that have been established by 14 days.

13 The parties have previously stipulated, and the Court has previously allowed, time
14 extensions for the response to the complaint to June 27, July 16 and July 30, 2008, and
15 corresponding time extensions to the Rule 26 report and initial case management conference. The
16 parties have filed the ADR Certification.

17 The parties hope and expect that this will be a final stipulation of this type. Settlement
18 discussions are taking place in earnest.

19 The parties stipulate and agree that the following case schedule should be established:

- 20 ➤ Deadline for defendants' response to complaint: August 13, 2008.
- 21 ➤ Last day to file Rule 26(f) report, complete initial disclosures or state objection in
22 Rule 26(f) report and file case management statement per Standing Order re
23 Contents of Joint Case Management Statement: August 14, 2008.
- 24 ➤ Initial Case Management Conference: On or about August 21, 2008, on a date to
25 be set by the Court.

26 A declaration in support of this stipulated request is attached.
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1
2 Dated: July 29, 2008

MUZI & ASSOCIATES

3
4 By:

/s/

Dana L. Harris
Dana L. Harris
Attorney for ISEC, INC.

5
6
7 Dated: July 29, 2008

THELEN REID BROWN RAYSMAN & STEINER LLP

8
9 By

/s/

John W. Ralls
John W. Ralls
Attorneys for Defendants DICK/MORGANTI, DICK
CORPORATION, THE MORGANTI GROUP,
AMERICAN CASUALTY COMPANY OF
READING, PA, NATIONAL UNION FIRE
INSURANCE COMPANY OF PITTSBURGH, PA
and CONTINENTAL CASUALTY COMPANY

13 **ORDER**

14 PURSUANT TO STIPULATION, IT IS SO ORDERED.

15 The Court sets the initial case management conference (previously scheduled for August 7,
16 2008) for August 28, 2008 in Courtroom 3, 17th Floor, San Francisco at
17 2:30 p.m.

18
19 Dated: August 4, 2008



DECLARATION OF JOHN W. RALLS

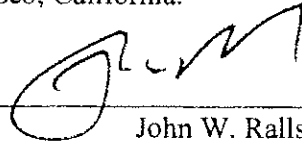
I, John W. Ralls, declare:

1. I am an attorney-at-law, a partner with Thelen Reid Brown Raysman & Steiner LLP and counsel of record for the defendants in this case, including defendant Dick/Morganti, a joint venture.

2. The plaintiff, ISEC, Inc. and the defendants, are engaged in settlement negotiations that may resolve this entirely. This case arises from the construction of the San Francisco Federal Building ("Project"). A major issue in the on-going discussions is whether and to what extent ISEC's claims are properly the subject of Dick/Morganti's claims against the Project owner, the United States General Services Administration, and so should not be prosecuted against the defendants.

3. I declare under penalty of perjury under the law of the United States that the foregoing is true and correct.

Executed on July 29, 2008, in San Francisco, California.



John W. Ralls